

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

CCC INFORMATION SERVICES INC.,

Plaintiff,

v.

TRACTABLE INC.,

Defendant.

Case No. 1:18-cv-07246

Honorable Robert W. Gettleman

MOTION TO DISMISS

Tractable Inc. (“Tractable”) will, and hereby does, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure move this Court to dismiss the Complaint of CCC Information Services Inc. (“CCC”) filed on October 30, 2018 for failure to state a claim upon which relief can be granted. This Motion is based on and incorporates by reference the Memorandum of Law in Support thereof, the Declaration of Xing Xin and its accompanying exhibits, and all papers on file and arguments as may be submitted in this action.

As noted in the concurrently filed Motion to Compel Arbitration, Tractable urges the Court not reach the instant Motion to Dismiss and instead stay the case pending the arbitration.

WHEREFORE, for the foregoing reasons and those set forth in the concurrently-filed Memorandum of Law in support of this Motion, Tractable respectfully requests that the Court dismiss CCC’s Complaint with prejudice.

Dated: December 20, 2018

Respectfully submitted,

By: s/ Jennifer M. Kurcz

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CERTIFICATE OF SERVICE

I, Jennifer M. Kurcz, hereby certify that on this 20th day of December, 2018, I caused the foregoing to be electronically filed with the Clerk of Court using the CM/ECF system, which sent notification of such filing to all filing users.

s/ Jennifer M. Kurcz

Jennifer M. Kurcz